

1 BRIAN J. STRETCH (CABN 163973)
United States Attorney

2 SARA WINSLOW (DCBN 457643)
3 Chief, Civil Division

4 JULIE C. REAGIN (CABN 167934)
Assistant United States Attorney

5 450 Golden Gate Avenue, Box 36055
6 San Francisco, California 94102-3495
7 Telephone: (415) 436-7181
8 FAX: (415) 436-6570
Julie.Reagin@usdoj.gov

9 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND DIVISION
13

14 UNITED STATES OF AMERICA,)	CASE NO. 14-00545 JSW
15 Plaintiff,)	WRIT OF CONTINUING GARNISHMENT
16 v.)	
17 BLAKE ROBERT JOHNSTON,)	
18 Defendant,)	
19)	
20 MARILYN JOHNSTON,)	
21 Garnishee.)	
22)	

23 TO: Marilyn Johnston
7950 Lusardi Creek Lane
24 San Diego, CA 92127

25 **YOU ARE HEREBY COMMANDED TO GARNISH FOR THE BENEFIT OF THE UNITED**
26 **STATES OF AMERICA PROPERTY IN YOUR POSSESSION IN WHICH THE DEFENDANT**
27 **-JUDGMENT DEBTOR HAS A SUBSTANTIAL NONEXEMPT INTEREST.**

28 The name, last known address, and last four digits of the social security number of the person

1 who is the defendant-judgment debtor ("defendant") in this action and whose property is subject to this
2 Writ are as follows:

3 Blake Robert Johnston, 20003-111
4 FCI Herlong
5 741-925 Access Road A-25
6 Herlong, CA 96113
7 Social Security Number (last four digits): XXX-XX-1366

8 This Writ has been issued at the request of the United States of America to enforce the collection
9 of a criminal judgment entered in favor of the United States against the defendant for a debt in the
10 original amount of \$65,631.86. There is a balance due of approximately \$44,199.29.

11 The following are the steps that you must take to comply with this Writ. If you have any
12 questions, you should consult with your attorney.

13 1. Pursuant to 28 U.S.C. § 3205(c)(2)(F), if you have in your custody, control, or possession
14 any property of the defendant in which the defendant has a substantial nonexempt interest, or if you
15 obtain custody, control, or possession of such property while this Writ is in effect, you must
16 immediately withhold such property from the defendant and retain it in your possession until you
17 receive instructions from the Court which will tell you what to do with the property. Such property
18 would include, but not be limited to, bank accounts in the name of Blake Robert Johnston.

19 2. Pursuant to 28 U.S.C. § 3205(c)(2)(E), you are required to answer this Writ within 10
20 days after service of this Writ upon you. You must answer the Writ even if you do not have in your
21 custody, control, or possession any property of the defendant. Pursuant to 28 U.S.C. § 3205(c)(4), your
22 answer must state, under oath, the following information:

23 a. Whether or not you have in your custody, control, or possession, any property
24 owned by the defendant in which the defendant has a substantial nonexempt interest, including
25 nonexempt disposable earnings;

26 b. a description of such property and the value of such property;

27 c. a description of any previous garnishments to which such property is subject and
28 the extent to which any remaining property is not exempt; and

d. the amount of the debt you anticipate owing to the defendant in the future and

1 whether the period for payment will be weekly or another specified period.

2 For your convenience, a form which addresses the above-requested information is attached and
3 may be used to answer the Writ.

4 3. After you complete the answer under oath, pursuant to 28 U.S.C. § 3205(c)(2)(E) and
5 (c)(4), within ten (10) days after service of this Writ upon you, you must mail or deliver the original
6 answer bearing the original signature of the person preparing the answer to the Court at the following
7 address:

8 Clerk, United States District Court
9 1301 Clay St.
Oakland, CA 94612.

10 At the same time, you mail or deliver the original answer to the Court, you must also mail or
11 deliver a copy of the original answer to both the defendant and attorney for the United States at the
12 following respective addresses:

13 Blake Robert Johnston
14 c/o Mark S. Goldrosen
15 Law Office of Mark Goldrosen
255 Kansas St., Suite 340
San Francisco, CA 94103

16 Julie C. Reagin
17 Assistant U.S. Attorney
450 Golden Gate Avenue, 9th Floor
18 P.O. Box 36055
San Francisco, CA 94102.

19
20 Please note that the attached form answer contains a certificate of service which needs to be
21 completed by the person mailing the copies of the answer to the defendant and the attorney for the
22 United States, and which needs to be filed with the Court along with the answer.

23 IF YOU FAIL TO ANSWER THIS WRIT OR FAIL TO WITHHOLD PROPERTY IN
24 ACCORDANCE WITH THIS WRIT, THE UNITED STATES MAY PETITION THE COURT FOR
25 AN ORDER REQUIRING YOU TO APPEAR BEFORE THE COURT TO ANSWER THE WRIT
26 AND TO WITHHOLD PROPERTY IN ACCORDANCE WITH THE WRIT BEFORE THE
27 APPEARANCE DATE. IF YOU FAIL TO APPEAR OR DO APPEAR AND FAIL TO SHOW GOOD
28 CAUSE WHY YOU FAILED TO COMPLY WITH THIS WRIT, THE COURT WILL ENTER A

JUDGMENT AGAINST YOU FOR THE VALUE OF THE DEFENDANT'S NONEXEMPT INTEREST IN SUCH PROPERTY (INCLUDING NONEXEMPT DISPOSABLE EARNINGS). THE COURT MAY ALSO AWARD A REASONABLE ATTORNEY'S FEE TO THE UNITED STATES AND AGAINST YOU IF THE WRIT IS NOT ANSWERED WITHIN THE TIME SPECIFIED HEREIN AND IF THE UNITED STATES FILES A PETITION REQUIRING YOU TO APPEAR.

SUSAN Y. SOONG,
Clerk of the United States
District Court for the Northern
District of



Susan Y. Soong

Kelly Collins

Dated: 2/10/2017

By:

Deputy Clerk